



04-25-08

IAP07 Rec'd PCT 24 APR 2008

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Randall T. Lee; et.al. § ART UNIT NO.:Unknown  
SERIAL NO.: 10/594,708 § EXAMINER: Unknown  
FILED: 03/28/2005 § DOCKET NO.:96605/28US  
§  
TITLE: New Nanoshells and Discrete Polymer-Coated  
Nanoshells, Methods for Making and Using Same. §  
§  
§

EV 732283245US <u>Express Mail Number</u>	CERTIFICATE OF MAIL BY EXPRESS MAIL	April 24, 2008 <u>Date of Deposit</u>
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office or Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the:		
 Robert W. Strozier		Assistant Commissioner of Patent MS MISSING PARTS P.O. Box 1450, Alexandria, VA 22313-1450
		April 24, 2008 <u>Date of Signature</u>

RESPONSE TO THE NOTICE TO FILE MISSING PARTS

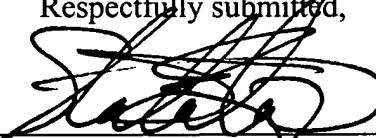
Dear Sir:

The Applicant hereby responds to the **Notice to File Missing Parts of the Nonprovisional Application of April 16, 2007** and submits the following documents:

- (1) **Copy of Notice to File Missing Parts of the Nonprovisional Application** included with a check in the amount of \$65 for the filing fee, extension fees and surcharge; and the;
- (2) **Decalaration or Oath, and the;**
- (3) **Post Card.**

**The Commissioner is authorized to debit any underpayment or credit any overpayment to Deposit Account 501518.**

Respectfully submitted,

  
Robert W. Strozier, Reg. No. 34,024  
Attorney for ApplicantsDate: April 24, 2008

04/29/2008 RXAYPAGH 00000039 10594708

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# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/594,708	Randall T. Lee	96605/28US
23873 ROBERT W STROZIER, P.L.L.C. PO BOX 429 BELLAIRE, TX 77402-0429		INTERNATIONAL APPLICATION NO. PCT/US05/10528
		I.A. FILING DATE      PRIORITY DATE 03/29/2005      03/29/2004

Date Mailed: 02/29/2008

2/29/08  
3/29/08  
4/29/08  
MAY 11 2008  
2007-11

CONFIRMATION NO. 9487  
371 FORMALITIES LETTER



TOC000000028564776

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 09/28/2006
- Copy of the International Search Report filed on 09/28/2006
- Copy of IPE Report filed on 09/28/2006
- Preliminary Amendments filed on 09/28/2006
- Biochemical Sequence Diskette filed on 09/28/2006
- Request for Immediate Examination filed on 09/28/2006
- U.S. Basic National Fees filed on 09/28/2006
- Substitute Specification filed on 09/28/2006
- Priority Documents filed on 09/28/2006
- Specification filed on 09/28/2006
- Claims filed on 09/28/2006
- Abstracts filed on 09/28/2006
- Drawings filed on 09/28/2006

DUKEITED  
BY ShS  
FOR ACTION ON FOLLOWING DATES:  
1st Rem Res DFTMP 3-21-08  
2nd Rem Res DFTMP 3-29-08  
Final Rem Res DFTMP 4-18-08  
File DFTMP 4-29-08

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- (X)  • Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

KAREN M WILLIAMS

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Telephone: (703) 308-9140 EXT 213